

ESTTA Tracking number: **ESTTA482708**

Filing date: **07/11/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

Name	Victualic Company
Granted to Date of previous extension	07/28/2012
Address	4901 Kesslersville Road Easton, PA 18040 UNITED STATES
Attorney information	Bryan P. Sugar Ungaretti & Harris LLP 70 West Madison Street Attn.: IP TM Docket Chicago, IL 60602-4224 UNITED STATES ipdocket@uhlaw.com, bsugar@uhlaw.com Phone:3129774400

### Applicant Information

Application No	85502864	Publication date	05/29/2012
Opposition Filing Date	07/11/2012	Opposition Period Ends	07/28/2012
Applicant	Shurjoint Piping Products, Inc. 3fl., No. 130, Xinhua 3rd Rd. Neihu District, Taipei, 114 TAIWAN		

### Goods/Services Affected by Opposition

Class 006. First Use: 1995/09/01 First Use In Commerce: 1995/09/01

All goods and services in the class are opposed, namely: Elbows of metal for pipes, metal junctions for pipes, metal pipe clips, metal pipe collars, metal pipe connectors, metal pipe couplings and joints, metal pipe fittings for compressed air pipes, metal pipe fittings for rigid pipes, metal pipes and metal fittings therefor, pipe fittings of metal

### Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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### Mark Cited by Opposer as Basis for Opposition

U.S. Registration No.	1165192	Application Date	04/24/1979
Registration Date	08/18/1981	Foreign Priority Date	NONE
Word Mark	SNAP-JOINT		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 006. First use: First Use: 1953/02/00 First Use In Commerce: 1953/02/00 Pipe Couplings

Attachments	864.pdf ( 3 pages )(94589 bytes )
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### **Certificate of Service**

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Bryan P. Sugar/
Name	Bryan P. Sugar
Date	07/11/2012

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
TRADEMARK TRIAL AND APPEAL BOARD**

Victaulic Company of America,  
Opposer

v.

Shurjoint Piping Products, Inc.  
Applicant.

**Mark:**



**Serial No. 85/502,864**

Opposition No. \_\_\_\_\_

**NOTICE OF OPPOSITION**

Opposer, Victaulic Company of America, a company with a principal place of business located at 4901 Kesslersville Road, Easton, PA 18040 ("Victaulic"), believes it will be damaged by registration of the mark shown in the above identified caption, and hereby opposes the same.

As grounds of opposition, it is alleged that:

1. Victaulic, since prior to any date of first use upon which Applicant can rely, adopted and used the service mark SNAP-JOINT in connection with pipe couplings.
2. Victaulic obtained a federal registration for the SNAP-JOINT mark on August 18, 1981, which was assigned Reg. No. 1,165,192.
3. Applicant's mark so resembles Opposer's previously used and registered mark as to be likely, when applied to pipe couplings, to cause confusion, mistake, or deception within the meaning of Section 2(d) of the Trademark Act.

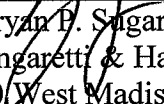
WHEREFORE, Opposer prays the opposition be sustained and registration to Applicant be refused.

Respectfully submitted,

**VICTAULIC COMPANY OF AMERICA**

Dated: July 11, 2012

By: \_\_\_\_\_

  
Bryan P. Sugar  
Ungaretti & Harris  
70 West Madison Street  
3500 Three First National Plaza  
Chicago, Illinois 60602-4224  
(312) 977-4400

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
TRADEMARK TRIAL AND APPEAL BOARD

Victaulic Company of America,

Opposer

v.

Shurjoint Piping Products, Inc.

Applicant.

Mark:



**SHURJOINT**

Serial No. 85/502,864

Opposition No. \_\_\_\_\_

**CERTIFICATE OF MAILING / ELECTRONIC FILING**

I, Bryan P. Sugar, hereby certify that the attached **Notice of Opposition** is being sent electronically to the Trademark Trial and Appeal Board on the date shown below.

\_\_\_\_\_  
Bryan P. Sugar

Dated: July 11, 2012

**Proof of Service:**

I hereby certify that this Notice of Opposition is being served upon the following attorney of record by the United States Postal Service via First Class mail to: Charles E. Baxley at the following address to the attorney of record for Application Serial No. 85/502,864 on the date shown below.

90 John Street, Suite 309  
New York, NY 10038-3242

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Bryan P. Sugar

Dated: July 11, 2012